

**REQUIRED STATEMENT**  
**TO ACCOMPANY MOTIONS FOR RELIEF FROM STAY**

Debtor Martin Moreno, Jr., Case No 21-02646 Chapter 7  
Moving Creditor LAKEVIEW LOAN SERVICING, Date Case Filed February 28, 2021  
LLC

Nature of Relief Sought: ☒ Lift Stay ☐ Annul Stay ☐ Other (describe): \_\_

Chapter 7

☐ No-Asset Report Filed on \_\_\_\_\_  
☒ No-Asset Report not Filed, Date of Creditors Meeting March 25, 2021

1. Collateral
  - a. ☒ Home
  - b. ☐ Car \_\_\_\_\_
  - c. ☐ Other (describe) \_\_\_\_\_
2. Balance Owed as of March 4, 2021 \$221,879.37  
Total of all other Liens against Collateral \$207,000.00 (per debtor's schedule)
3. In chapter 13 cases, if a post-petition default is asserted in the motion, attach a payment history listing the amounts and dates of all payments received from the Debtor post-petition.
4. Estimated Value of Collateral (must be supplied in *all* cases) \$119,900.00 (per Debtor's Schedules)
5. Default
  - a. ☒ Contractual Default  
Number of months 24 Amount \$43,203.72 (Including attorney's fees and cost)
  - b. ☐ Post-Petition Default
    - i. ☐ On direct payments to the moving creditor  
Number of months \_\_\_\_\_ Amount \$ \_\_\_\_\_
    - ii. ☐ On payments to the Standing Chapter 13 Trustee  
Number of months \_\_\_\_\_ Amount \$ \_\_\_\_\_
6. Other Allegations
  - a. ☐ Lack of Adequate Protection § 362(d)(1)
    - i. ☐ No insurance
    - ii. ☐ Taxes unpaid Amount \$ \_\_\_\_\_
    - iii. ☐ Rapidly depreciating asset
    - iv. ☐ Other (describe) \_\_\_\_\_
  - b. ☒ No Equity and not Necessary for an Effective Reorganization § 362(d)(2)
  - c. ☒ Other "Cause" § 362(d)(1)
    - i. ☐ Bad Faith (describe) \_\_\_\_\_
    - ii. ☐ Multiple Filings
    - iii. ☒ Other (describe) Material payment default (Surrender)
  - d. Debtor's Statement of Intention regarding the Collateral
    - i. ☐ Reaffirm
    - ii. ☐ Redeem
    - iii. ☒ Surrender
    - iv. ☐ No Statement of Intention Filed

Date: March 29, 2021

Submitted By:

/s/Dana O'Brien

ARDC# 6256415

McCalla Raymer Leibert Pierce, LLC